

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1676 OF 2007

IN

WRIT PETITION NO.3672 OF 2005

M/s.Skanska CDementation India Ltd.

..Applicant

Vs.

Union of India & Anr.

..Respondents

Mr.Sakhardande i/b.Mr.H.G.Dharmadhikari for the
Applicant.

Mrs.S.V.Bharucha for the Respondents.

**CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.**

DATE : 29TH JUNE, 2007

P.C.

1. Heard the learned Counsel for the parties.

Rule. Rule is made returnable forthwith. Perused the
Civil Application. By this Civil Application, the
Applicant is seeking to set aside the order dated 27th
September,2005, whereby the above Petition was
dismissed in default. For the reasons stated in the
Civil Application sufficient cause is made out for
setting aside the order dated 27th September,2005.
Hence, the Civil Application is made absolute and we
recall the order dated 27th September,2005. As the
Petitioner is desirous to withdraw the above Petition,
our order dated 27th September,2005 stands recalled
and the Petition is restored to file.

2. The learned Counsel for the Petitioner seeks leave to withdraw the above Petition. The Petition is allowed to be withdrawn and dismissed as such with liberty to raise all the contentions raised in the present Petition, in an appropriate proceeding, as and when necessary. Civil Application stands disposed of accordingly.

(V.C.DAGA,J.)

(DR.S.RADHAKRISHNAN,J.)